

02-14-05

AF/1644
JWW

Docket No.: 066655-0024

PATENT

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Applicant : SALBAUM, J. Michael Customer No.: 41552
Appl. No. : 09/754,997 Confirmation No.: 4685
Filed : January 04, 2001
Title : NOPE POLYPEPTIDES, ENCODING
NUCLEIC ACIDS AND METHODS
OF USE
Grp./A.U. : 1644
Examiner: : HADDAD, Maher M.

CERTIFICATE OF MAILING BY EXPRESS MAIL(37 CFR § 1.10)

"Express Mail" Mailing Label Number EV 603382305 US

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR § 1.10 on the date indicated above and is addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on Feb 10, 2005.

Jose R. Lopez, Jr.
Jose R. Lopez, Jr.

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF APPEALS**

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant hereby appeals to the Board of Appeals from the decision dated August 10, 2004
of the Primary Examiner finally rejecting claims 9-10, 11-15 and 20-42.

02/15/2005 AWONDAF1 00000066 502624 09754997

01 FC:1401 500.00 DA


Serial No.: 09/754,997

Appeal Fee: \$ \$500.00

- ☐ Not required (fee paid in prior appeal in this application).
- ☒ Charge to Deposit Account No. 502624.
- ☐ Check Enclosed.

Respectfully submitted,

McDERMOTT WILL & EMERY LLP



Deborah L. Cadena

Registration No. 44,048

4370 La Jolla Village Drive, Suite 700

San Diego, CA 92122

Phone: 858.535.9001 DLC:jrl

Facsimile: 858.597.1585

Date: February 10, 2005

SDO 25954-1.066655.0024

**Please recognize our Customer No. 41552
as our correspondence address.**